

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

FILED  
U. S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
2016 APR 29 PM 4:00

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SCOTT L. MARTIN and  
MICHELLE L. MARTIN,

Defendants.

4:16CV3052

FINDINGS OF FACT  
AND ORDER

Hearing was held before the Honorable John M. Gerrard, Judge of the Federal District Court, on April 28, 2016, to determine the Plaintiff's right of possession and request for delivery of the following described property: 2011 Trail Runner Camper, 30FQBS, serial number 5SFEB3422BE214746 located in Red Willow County, Nebraska. The Court, having considered the testimony and evidence submitted, finds as follows;

1. On or about April 11, 2013, for value received, the Defendants, Scott L. Martin and Michelle L. Martin, executed and delivered to the United States of America, acting through the Farm Service Agency (FSA), an Agency of the United States Department of Agriculture, a promissory note in the principal sum of \$28,000.00, with interest thereon at a rate of 1.250 percent per annum.

2. To secure payment of the promissory note, the Defendants, Scott L. Martin and Michelle L. Martin, executed and delivered to Plaintiff a

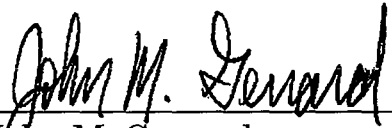
will enter a separate Order of Delivery directing the Red Willow County Sheriff to deliver the subject property to the possession of the FSA.

7. The United States is not required to post bond pursuant to 28 U.S.C. §2408; therefore no bond is ordered.

The Defendants shall have twenty (20) days, or until May 18, 2016, to file a responsive pleading, at which time the matter will be set for further hearing. If no response is filed, the Plaintiff will have the right to sell the above-named property and apply the proceeds first to costs, then to the outstanding indebtedness. Surplus funds, if any, will be paid into the Clerk of the District Court pending further Order.

Dated: April 29, 2016.

BY THE COURT:

  
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John M. Gerrard  
United States District Judge